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TOWNSEND and TOWNSEND and CREW LLP

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PATENT
Attorney Docket No.: 082368-009400US
Client Reference No.: ONC-A0311P-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Yusuke NAKAMURA, et al.

Application No.: 10/598,296

Int'l. Filing Date: February 4, 2005

For: PIN-PRC TRANSITION GENES

Confirmation No.: 2495

Examiner: Not Yet Assigned

Art Unit: 1634

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. In compliance with the requirements of 37 CFR §1.98(a)(2), copies of U.S. references 0001-0002 are not enclosed; copies of references 0003-0012 are enclosed. References 0001-0012 were cited on the Search Report for the corresponding International application; a copy of the Report is enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

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Substitute for form 1449A&B/PTO				Complete If Known	
				Application Number	10/598,296
				Filing Date	February 4, 2005
				First Named Inventor	Nakamura, Yusuke
				Art Unit	1634
				Examiner Name	Not Yet Assigned
Sheet	1	of	2	Attorney Docket Number	082368-009400US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	0001	US-2003-190840-A1	10-09-2003	FARIS, Mary and Cecilia I. Pearson	
	0002	US-2003-0219760-A1	11-27-2003	GORDON, Gavin J., et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages
		Country Code ³	Number ⁴			
	0003	WO	02/31209	A2	04-18-2002 The Government of the United States of America, Department of Health and Human Services, National Institutes of Health	<input type="checkbox"/>
	0004	WO	03/060148	A2	07-24-2003 The Institute for Systems Biology	<input type="checkbox"/>
	0005	WO	03/070899	A2	08-28-2003 IDEC Pharmaceuticals Corporation	<input type="checkbox"/>
	0006	WO	2004/021414	A2	04-15-2004 Oncotherapy Science, Inc.	<input type="checkbox"/>
	0007	WO	2004/058051	A2	07-15-2004 The Institute for Systems Biology	<input type="checkbox"/>

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
	0008	Affymetrix GeneChip Human Genome U133 Array Set HG-U133A; GenBank GEO; March 11, 2003.			<input type="checkbox"/>
	0009	ASHIDA, Shingo, et al.; "Molecular Features of the Transition from Prostatic Intraepithelial Neoplasia (PIN) to Prostate Cancer: Genome-wide Gene-expression Profiles of Prostate Cancers and PINs," <i>Cancer Research</i> ; September 1, 2004; pp. 5963-5972; 64: 17.			<input type="checkbox"/>
	0010	LI, Y., et al.; "Gene Expression Profiling Clearly Separates Hyperplasia from PIN and PIN from Prostate Carcinoma A Microdissection and Microarray Study," <i>Pathology—Research and Practice</i> ; 2004; 302 (#182); 200: 4.			<input type="checkbox"/>
	0011	TENNANT, Marie K., et al.; "Insulin-Like Growth Factor-Binding Protein-2 and -3 Expression in Benign Human Prostate Epithelium, Prostate Intraepithelial Neoplasia, and Adenocarcinoma of the Prostate," <i>Journal of Clinical Endocrinology and Metabolism</i> ; January 1996; 411-420; 81:1.			<input type="checkbox"/>

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449A&B/PTO				Complete If Known	
				Application Number	10/598,296
				Filing Date	February 4, 2005
				First Named Inventor	Nakamura, Yusuke
				Art Unit	1634
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Sheet	2	of	2	Attorney Docket Number	082368-009400US

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T ²
	0012	YING, Shao-Yao and Shi-Lung Lin; "Gene expression in precursor cells of prostate cancer associated with activin by combination of subtractive hybridization and microarray technologies," Biochemical and Biophysical Research Communications; January 2004; pp. 104-109; 313:1.			<input type="checkbox"/>

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